

**EXAMINER'S AMENDMENT AND STATEMENT OF REASONS FOR ALLOWANCE**

**EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Eric M. Shelton, Attny. Reg. No. 57,630, on Thursday December 11, 2008.

The application has been amended as follows:

**Please amend the claims as follows:**

1. (Cancelled).
2. (Cancelled).
3. (Cancelled).
4. (Cancelled).

9. (Currently Amended) A mobile apparatus having the multiple-image simultaneous photographing function according to any one of claims [[3 to]] 5, 6, or 7, wherein said stereoscopic camera means is provided with one camera, and a terminal with which the other camera is detachably provided, and carries out the simultaneous photographing using the both cameras so as to obtain a plurality of image data for the stereoscopic vision.

10. (Currently Amended) A mobile apparatus having the multiple-image simultaneous photographing function according to any one of claims [[3 to]] 5, 6, or 7, wherein said stereoscopic camera means is provided with one camera, in addition, a means for remotely operating another camera apparatus, and a means for receiving photographed image data, and executes the simultaneous photographing using said camera and said camera apparatus so as to obtain a plurality of image data for the stereoscopic vision.

11. (Original) A mobile apparatus having a multiple-image simultaneous photographing function according to claim 10, comprising a means for displaying two images, wherein image photographed by the camera of said mobile apparatus is displayed on one image display side, and an image received from another camera apparatus is displayed on the other image display side.

\*\*\* End of Examiner's Amendment \*\*\*

#### **EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

The Amendment, filed September 9, 2008, has been received and made of record. In response to the most recent Office Action, dated June 9, 2008, claims 7, 8, and 16 have been amended.

***Response to Amendment***

Regarding claims 8 and 13-16, Applicants' amendment cures the previously identified multiple dependency issues and now places the claims in proper dependent form. Therefore, the outstanding objection to the claims is withdrawn.

### ***Response to Arguments***

Applicant's arguments, with respect to claims 5-7 have been fully considered and are persuasive. The outstanding of 35 U.S.C. 103(a) rejections have been withdrawn.

### ***Election/Restrictions***

**Claims 5-8 and 13-16** are allowable. The restriction requirement , as set forth in the Office action mailed on April 8, 2008, has been reconsidered in view of the allowability of claims to the elected invention pursuant to MPEP § 821.04(a). **The restriction requirement is hereby withdrawn as to any claim that requires all the limitations of an allowable claim.** Claims 9-12, directed to Species VI and VII are no longer withdrawn from consideration because the claim(s) requires all the limitations of an allowable claim. However, claims 1-4, directed to Species I-IV remain withdrawn from consideration because they do not all require all the limitations of an allowable claim.

In view of the above noted withdrawal of the restriction requirement, applicant is advised that if any claim presented in a continuation or divisional application is anticipated by, or includes all the limitations of, a claim that is allowable in the present

application, such claim may be subject to provisional statutory and/or nonstatutory double patenting rejections over the claims of the instant application.

Once a restriction requirement is withdrawn, the provisions of 35 U.S.C. 121 are no longer applicable. See *In re Ziegler*, 443 F.2d 1211, 1215, 170 USPQ 129, 131-32 (CCPA 1971). See also MPEP § 804.01.

Further, this application is in condition for allowance except for the presence of claims 1-4 directed to species non-elected without traverse. Accordingly, claims 1-4 have been cancelled.

#### ***Allowable Subject Matter***

**Claims 5-16** are allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claims 5-16, the prior art is not found to teach or fairly suggest, a mobile apparatus having a multiple-image simultaneous photographing function, comprising a stereoscopic camera means for obtaining a plurality of image data for the stereoscopic vision by executing a simultaneous photographing, a means for generating three-dimensional data on the basis of said plurality of image data for the stereoscopic vision, a means for carrying out an approximate measuring of location information, and a means for obtaining detailed location information on the basis of a correspondence between three-dimensional map data of a present location obtained by said approximate measuring, and three-dimensional data formed of said plurality of image data for the stereoscopic vision, and presenting the information to a user.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. Patent No. 7,170,632 to Kinjo teaches a photography support system employing GPS data.

U.S. Patent No. 7,187,401 to Alhadeef et al teaches a system of three-dimensional modeling.

U.S. Patent No. 7,119,831 to Ohto et al teaches a camera that provides location based information.

U.S. Patent No. 7,106,885 to Osterweil et al teaches a method and apparatus for subject physical position determination.

U.S. Patent No. 6,542,824 to Berstis teaches a portable device for determining position without the use of GPS.

U.S. Patent No. 5,528,518 to Bradshaw et al teaches a system and method for collecting data used to form a geographic information system database.

U.S. Patent No. 4,573,191 to Kidode et al teaches a stereoscopic vision system.

***Contact***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gary C. Vieaux whose telephone number is 571-272-7318. The examiner can normally be reached on IFW.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NgocYen T. Vu can be reached on 571-272-7320. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Gcv2/  
12/12/2008

*/Ngoc-Yen T. VU/  
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